IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 21ST AUGUST 2007 / 30TH SRAVANA 1929

LA.App..No. 1618 of 2002(D)

LAR.77/1998 of PRL.SUB COURT,KOTTAYAM
.....

APPELLANT: RESPONDENT:

STATE OF KERALA.

BY GOVERNMENT PLEADER SRI.NOBLE MATHEW

RESPONDENTS: CLAIMANT:

JOSEPH, S/O. THOMAS, THANNICKAL,
MARANGOLI, NJEEZHOOR VILLAGE,
VAIKOM.

BY ADV. SRI.MATHEWS J.NEDUMPARA
SRI.BIMAL K.NATH

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 21/08/2007 ALONG WITH LAA NO.857 OF 2004, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & V.GIRI, JJ.

L.A.A.NOS.1618 OF 2002 ()

&

857 OF 2004

Dated this the 21st day of August, 2007

J U D G M E N T

KOSHY,J.

These appeals are filed challenging the order of a reference court in enhancing the compensation granted regarding acquisitio of land for the purpose of construction of Peruva Distributory. In L.A.A.No.857/2004, it is submitted that the reference court relied on the award in L.A.R.No.77/1998 and against L.A.R.No.77/1998, L.A.A.No.1618/2002 was filed. In that case, reference court relied on judgment in L.A.R.No.60/1998 (Ext.A1). It is submitted that the above judgment has become final and appeal filed from the same was dismissed. All these lands acquired are adjacent lands acquired for the same purpose and of equal importance. In the above circumstances, these two appeals are also dismissed.

J.B.KOSHY, JUDGE

V.GIRI, JUDGE

prp

J.B.KOSHY & V.GIRI, JJ.

M.F.A.NO. OF 2006 ()

J U D G M E N T

21st August, 2007